

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Confirm. No. 1115
Applicant SHAWN P. LAWLOR
MARK, A. NOVARESI, AND
CHARLES C. CORNELIUS
Serial No.: 10/672,719
Filed: September 25, 2003 Art Unit:3748
Examiner:
JAMES MCALEENAN
Title: SUPERSONIC GAS COMPRESSOR

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER TO OBVIATE A
DOUBLE PATENTING REJECTION (37 C.F.R. § 1.321)

Identification of Person (s) Making This Disclaimer

I, R. REAMS GOODLOE, JR.
(names of all inventors or assigns or name of attorney signing disclaimer)

(a) represent that I am

- ☐ an inventor (applicant) of this invention.
- ☐ an assignee of this invention.
- ☐ a representative authorized to sign on behalf of the assignee identified below.
- ☐ a statement under 37 CFR § 3.73(b) is attached.
- ☒ the attorney of record for this invention.

Identity of Assignee and Title of Disclaimant

The assignee is

RAMGEN POWER SYSTEMS, INC.
(name of assignee)

11808 Northup Way, Suite W-190, Bellevue, Washington 98005
(address of assignee)

(title of disclaimant authorized to sign on behalf of assignee)

Extent of Disclaimant's Interest

The extent of the interest in this invention that the disclaimant owns is in:

- ☒ the whole of this invention
☐ a sectional interest in this invention as follows:

Recordal of Assignment in PTO

- ☒ The assignment was recorded on May 11, 2004 as
Reel 015313 Frame: 0771.
☐ Authorization for recordal of the assignment is
separately attached.
☐ a separate ☐ assignment (document) cover sheet or
☐ Form PTO 1595 is also attached.

Establishing Right of Assignee to Take Action

- ☐ Attached is a Statement Under 37 CFR § 3.73(b)
establishing the right of the assignee to take action
in this case.

DISCLAIMER

Judicially Created Obviousness-Type Double Patenting Rejection Over a Prior Issued Patent

Petitioner hereby disclaims, except as provided below, the terminal part of any patent granted on the instant application, which would extend beyond the expiration date of **U.S. Patent No. 6,334,299 B1 issued January 1, 2002 (U.S. Serial No.: 08/991,949 filed on December 16, 1997)** as presently shortened by any terminal disclaimer. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the above-identified U.S. patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors, and assigns.

In making the above disclaimer, disclaimant does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 USC §§ 154 to 156 and 173 of the patent forming the basis of the double patent rejection, namely **U.S. Patent No. 6,334,299 B1 issued January 1, 2002**, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Disclaimer Fee

- ☐ Other than a small entity -- \$110.00
- ☒ Small entity -- fee \$55.00
 - ☐ Small entity statement attached
 - ☐ Small entity statement filed in patent application on _____.
 - ☒ Applicant hereby asserts status as a small entity under 37 C.F.R. § 1.27.

Fee Payment

☒ Charge Deposit Account 07-1613 the sum of
\$55.00.

A duplicate of this disclaimer is attached.

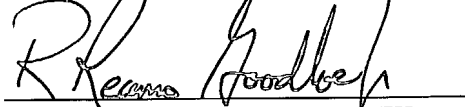
Date: November 15, 2004

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Respectfully submitted,



SIGNATURE OF ATTORNEY

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